

U.S. Department of Justice
United States Marshals Service

Case 3:07-cv-02176-BTM-LSP

Document 10

Filed 01/10/2008

Page 1 of 4

PROCESS RECEIPT AND RETURN

PLAINTIFF UNITED STATES OF AMERICA		COURT CASE NUMBER 07cv2176-BTM(LSP)			
DEFENDANT ONE 2005 FORD F250 TRUCK, etc.		08 JAN 10 AM 8:32 TYPE OF PROCESS ARREST AND PUBLICATION			
SERVE AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN DRUG ENFORCEMENT ADMINISTRATION				
	ADDRESS (Street or RFD, Apartment No., City, State, and ZIP Code) 4560 VIEWRIDGE AVENUE, SAN DIEGO, CALIFORNIA 92123-1637				
SEND NOTICE OF SERVICE TO REQUESTER AT NAME AND ADDRESS BELOW:		Number of process to be served with this Form - 285	1		
DAVID M. McNEES, Special Ass't United States Attorney Office of the United States Attorney 880 Front Street, Room 6293 San Diego, CA 92101-8893		Number of parties to be served in this case	2001 NOV 20 A 1031 SOUTHERN DISTRICT OF CALIFORNIA RECEIVED U.S. MARSHAL CLERK		
SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternative Address, All Telephone Numbers, and Estimated Times Available For Service)		Check for service on U.S.A.			
DEA Case No. R2-07-0344; CATS ID 07-DEA-486378					
Attached are copies of the Complaint for Forfeiture, an ad order and Notice of Forfeiture Action. Please seize the defendant vehicle and advise of date of seizure, dates notice is published, and furnish a copy of the warrant for arrest. Please note that the U.S. Marshal has been appointed as custodian.					
Signature of Attorney or other Originator requesting service on behalf of: David M. McNeess / [Signature] DAVID M. McNEES [SAUSA]		TELEPHONE NUMBER (619) 557-7366	DATE 11/14/07		
SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE					
I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process No. 1	District of Origin No. 98	District to Serve No. 98	Signature of Authorized USMS Deputy or Clerk [Signature]	DATE 11-19-07
I hereby certify and return that I <input type="checkbox"/> have personally served, <input type="checkbox"/> have legal evidence of service, <input type="checkbox"/> have executed as shown in "Remarks", the process described on the individual, company, corporation, etc. at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.					
<input type="checkbox"/> I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below).					
Name and title of individual served (If not shown above). MICHAEL TOWNLEY - Receptionist				<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.	
Address (complete only if different than shown above)				Date of Service 11-28-07	Time 9:25 am
				Signature of U.S. Marshal or Deputy [Signature]	
Service Fee \$45.00	Total Mileage Charges (including endeavors) \$9.38	Forwarding Fee	Total Charges \$54.38	Advance Deposits	Amount Owed to US Marshal or Amount or Refund

REMARKS:

Publish 12/5, 12/12 and 12/19, 2007

PRIOR EDITIONS MAY
BE USED

SEND ORIGINAL + 2 COPIES to USMS.

FORM USM 285 (Rev. 12/15/80)

1. CLERK OF COURT 2. USMS Record 3. Notice of Service 4. Billing Statement 5. Acknowledgment of Receipt

SAN DIEGO COMMERCE

2652 4TH AVE 2ND FL, SAN DIEGO, CA 92103
Telephone (619) 232-3486 / Fax (619) 232-1159

JANETTE
U.S. MARSHAL-SOUTHERN DISTRICT O
940 FRONT ST. #B-150
SAN DIEGO, CA - 92101-8930

PROOF OF PUBLICATION

(2015.5 C.C.P.)

State of California)
County of SAN DIEGO) ss

Notice Type: SZR - NOTICE OF SEIZURE

Ad Description: CASE NO. 07cv2176-BTM(LSP)

I am a citizen of the United States and a resident of the State of California; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer and publisher of the SAN DIEGO COMMERCE, a newspaper published in the English language in the city of SAN DIEGO, county of SAN DIEGO, and adjudged a newspaper of general circulation as defined by the laws of the State of California by the Superior Court of the County of SAN DIEGO, State of California, under date 12/13/1991, Case No. 631749. That the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

12/05/2007, 12/12/2007, 12/19/2007

Executed on: 12/19/2007
At Los Angeles, California

I certify (or declare) under penalty of perjury that the foregoing is true and correct.


Signature

This space for filing stamp only

SD #: 1240680

**NOTICE OF
FORFEITURE ACTION
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
CIVIL NO.**

07 CV 2176-BTM(LSP)
UNITED STATES OF AMERICA, Plaintiff

v.
ONE 2005 FORD F250 TRUCK, CA
LICENSE NO. 2606DDP, VIN
1FTSW21P25EB71258, ITS TOOLS AND
APPURTENANCES, Defendant.
On NOVEMBER 14, 2007, the United
States Attorney for the Southern District of
California filed a Verified Complaint for
Forfeiture against ONE 2005 FORD F250
TRUCK, CA LICENSE NO. 2606DDP,
VIN 1FTSW21P25EB71258, ITS TOOLS
AND APPURTENANCES, pursuant to
Title 21, U.S.C. §881 (a)(4), and an Arrest
Warrant in Rem was issued by the Clerk
of the Court.

Any person who asserts an interest in the
defendant property may contest the
forfeiture by filing a claim with the Clerk of
the United States District Court, Southern
District of California, in accordance with
Rule G(5) of the Supplemental Rules for
Admiralty or Maritime and Asset Forfeiture
Claims, within thirty (30) days after the
date of final publication, or within such
additional time as the Court may allow.
Additionally, a claimant must serve and
file an answer to the complaint or a
motion under Rule 12 of the Federal
Rules of Civil Procedure within twenty
(20) days after filing the claim. Claims
and Answers are to be filed with the Clerk,
United States District Court for the District
of Southern California, with a copy thereof
sent to Assistant United States Attorney
David M. McNeas at 880 Front Street,
Room 6293, San Diego, CA 92101-8893.
If claims and answers are not filed within
these times, default will be noted and
condemnation ordered against any
person not complying.

DATED: November 28, 2007
STEVEN C. STAFFORD,
UNITED STATES MARSHAL
By: /s/ ARNOLD KNIGHT, Deputy
12/5, 12/12, 12/19/07

SD-1240680#

RECEIVED
U.S. MARSHAL
SOUTHERN DISTRICT OF
CALIFORNIA

2008 JAN -9 A 9:26



ADVERTISING ORDER	ORDER NUMBER
DEPARTMENT OR ESTABLISHMENT, BUREAU OR OFFICE U.S. MARSHALS SERVICE	DATE Nov 27, 2007

The publisher of the publication named below is authorized to publish the enclosed advertisement according to the schedule below provided the rates are not in excess of the commercial rates charged to private individuals with the usual discounts.

It is to be set solid, without paragraphing, and without and display in the heading unless otherwise expressly authorized in the specifications.

NAME OF THE PUBLICATION ADVERTISED IN

THE SAN DIEGO COMMERCE

SUBJECT OF ADVERTISEMENT

SEIZURE OF

EDITION OF PAPER ADVERTISEMENT APPEARED

REGULAR

NUMBER OF TIMES ADVERTISEMENT APPEARED

THREE (3)

DATE(s) ADVERTISEMENT

APPEARED

12/5, 12/12 and 12/19, 2007

SPECIFICATIONS FOR ADVERTISEMENT

SOLID LINE

COPY FOR ADVERTISEMENT

LEGAL AD

UNITED STATES OF AMERICA

V.

RE: CASE NO. 07CV2176BTM

**ONE 2005 FORD F250 TRUCK, CA LICENSE NO. 2606DDP,
VIN 1FTSW21P25EB71258, ITS TOOLS AND
APPURTENANCES**

AUTHORITY TO ADVERTISE	INSTRUMENT OF ASSIGNMENT
NUMBER	NUMBER
DATE November 27, 2007	DATE
SIGNATURE OF AUTHORIZING OFFICIAL <i>Janette E. Sauvageau</i> JANETTE E. SAUVAGEAU (619) 557-6620 x 237	TITLE ASSET FORFEITURE SPECIALIST

INSTRUCTIONS TO PUBLISHERS

Extreme care should be exercised to insure that the specifications for advertising to be set other than solid be definite, clear, and specific since no allowance will be made for paragraphing or display or leaded or prominent headings, unless specifically ordered, or for additional space required by the use of type other than that specified. Specifications for advertising other than solid and the advertisement copy submitted to the publisher will be attached to the voucher.

The following is a sample of solid line advertisement; set up in accordance with the usual Government requirements.

**DEPARTMENT OF HIGHWAYS & TRAFFIC,
D.C.** Bids are requested for first spring 1966 cement concrete repair contract, including incidental work, Washington, D.C. Invitation No. C-5576-H, consisting of 11,000 sq. yds. PCC Class BB sidewalk repair and 2,000 cu. yds. PCC Class A pavement, alley, & driveway repair, both cut repairs only. Bidding material available from the Procurement Officer, D.C. Sealed bids to be opened in the Procurement Office at 8:00 p.m. November 15, 1965.

Your bill for this advertising order should be submitted on the "Public Voucher for Advertising" form, which is printed on the reverse of this form, immediately after the last publication of the advertisement. If copies of the printed advertisement are not available, complete the affidavit provided on the voucher.

Submit the voucher and a copy of the printed advertisement to:

**U.S. MARSHALS SERVICE
U. S. COURTHOUSE
940 FORNT ST. B 150
SAN DIEGO, CA 92101-8930**

IMPORTANT

Charges for advertising when a cut, matrix, stereotype or electrotpe is furnished will be based on actual space used and no allowance will be made for shrinkage.

In no case shall the advertisement extend beyond the date and edition stated in this order.

U.S. Department of Justice
United States Marshals Service



PUBLIC VOUCHER FOR ADVERTISING

PUBLIC VOUCHER FOR ADVERTISING		For Agency Use Only
DEPARTMENT OR ESTABLISHMENT, BUREAU OR OFFICE U.S. MARSHALS SERVICE		VOUCHER NUMBER
PLACE VOUCHER PREPARED SAN DIEGO, CALIFORNIA	DATE PREPARED Nov 27, 2007	SCHEDULE NUMBER
NAME OF PUBLICATION THE SAN DIEGO COMMERCE		PAID BY
NAME OF PUBLISHER OR REPRESENTATIVE YOLANDA Cordon A		
ADDRESS (Street, room number, city, State, and ZIP code) 2652 4TH AVE., SUITE 200, SAN DIEGO, CA 92103		

CHARGES

TYPEFACE	(size of type)	(inch, square, word, or folio)	POINT PER
Line Rates			
	NUMBER OF LINES (Indicate Counted or space)	COST PER LINE	TOTAL COST
FIRST INSERTION			\$0.00
ADDITIONAL INSERTIONS GIVE NUMBER			\$0.00
TOTAL			\$0.00
Other Rates			
	NUMBER OR UNITS (Indicate inch, square, word, folio)	COST PER LINE	TOTAL COST
FIRST INSERTION			\$0.00
ADDITIONAL INSERTIONS GIVE NUMBER			\$0.00
TOTAL			\$0.00
Attach one copy of advertisement (including upper and lower rules) to each copy of voucher here. If copy is not available sign the following affidavit.		TOTAL LINE RATES AND OTHER RATES	\$0.00
		LESS DISCOUNT AT _____ %	(\$0.00)
		BALANCE DUE	\$0.00
		VERIFIED (Initials)	

AFFIDAVIT

This represents a true billing for the attach advertising order, with specifications and copy, which has been completed.

SIGNATURE OF PUBLISHER OR REPRESENTATIVE

TITLE

DATE

Legal Advertising Manager

1-4-07

FOR AGENCY USE ONLY

ADVERTISEMENT PUBLISHED IN

DATE PUBLISHED

I certify that the advertisement described above appeared in the named publication and that this account is correct and eligible for payment.

SIGNATURE AND TITLE OF CERTIFYING OFFICER

DATE

SIGNATURE AND TITLE OF AUTHORIZING OFFICER*

DATE

ACCOUNTING CLASSIFICATION

PAID BY CHECK NUMBER

*If the ability to certify and authority to approve are combined in one person enter "N/A" (not applicable) here.